

PBT

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY, ET AL.,  
Plaintiffs,

v.

PETER J. CORDUA, ET AL.,  
Defendants.

FILED

DEC 2 2011

CIVIL ACTION

MICHAEL J. KUNZ, Clerk  
Dep. Clerk

NO. 07-518

ORDER

AND NOW, this 2<sup>nd</sup> day of December, 2011, upon consideration of Defendant Peter J. Cordua's Motion for Summary Judgment (Doc. 93), Defendants' Martin D'Amico and United Cut Rate Store, Inc., (collectively "United") (Doc. 94) Motion for Summary Judgment, Plaintiffs' Response (Doc. 98 and 99), Defendants' Reply (Doc. 102 and 103), and Plaintiffs' Sur-reply (Doc. 109 and 110), **IT IS HEREBY ORDERED AND DECREED** that Defendant's Motion is **GRANTED** as it pertains to Plaintiffs' constructive fraud claims only. The motion is **DENIED** as to all other claims.

BY THE COURT:

  
Hon. Petrese B. Tucker, U.S.D.J.